

App F IX 4

Previous References

Ml 64-28 Sl 13 & 14

Preserve *25*
1932-33
(*ML*)

File No 63-32

Serial Nos 6 & 7

Later References

Ml 63-32 (90, 106, 221, 248)

PRESERVE

General and Revenue Secretariat.

Serial Nos Two

Part B for July 4 32

SUBJECT

Additions to bye laws for registering &
regulating the number of motor vehicles etc in the
Bangalore city Municipality

Sl 7

L to 67 dated 15 7 32

to the *ML Comm* Bangalore city thro the *Prind*

Requests that the bye laws may be revised
observations made and subd for *Sanctio*

in the light

Byelaws framed by the Bangalore city Municipal Council for registration of motor vehicles etc

Public and Revenue
Secretariat

File No

of 193

[App F III-2

Serial
No

From

The Municipal Council Bangalore city
Letter no 4 To 278 of 30-5-1932
States that under the existing byelaws
for registration and numbering of motor
vehicles etc there is no clear provision
for the payment of tax for the half year
in addition to any penalty that may be
imposed on him for failing to register
such vehicle and requests sanction to the
The Council reports that objections ^{amendments made in this}
were asked and that no objections were
received within a period of 30 days.
The proposed amendments are numbered
2 to 5 in the consolidated byelaws

The byelaws are proposed to have been
made under section 48 (1) (b) which
provides that byelaws can be made for
the numbering and registration of any
motor vehicle bicycle or tricycle liable to
taxation under this Regulation

The byelaws proposed makes two things it
provides not only for registration but also provides
unless a condition that no registration
can be done unless the tax is paid

(6) The method for recovery of tax is laid down
in section 82 and the provision now made
is necessary to be followed
in this section
The Council believes a byelaws can then

There seems to be
nothing wrong in this
part of the fee is the
condition for registration
under the byelaws

Sec 82 applies only to cases
where the amount is declared
to be recoverable in the manner
given in Ch VIII The Council
and therefore seems to be correct
TE—Contn Sheet

603781

4/1/2

File No

of 193

General and Revenue
Secretariat

- supersede the main section is for orders -

(2) Byelaw 7 contemplates the issue of a license ^{on payment of tax} The Municipal Council have got paid to issue a receipt ^{for tax paid under section 89} and also charge ^{they can't issue} fees for the objects mentioned in section 70 and there is no provision to charge fees for a license ^{for a tax paid} The byelaw does not provide for the grant of a receipt but for the grant of a license in the case of motor vehicles only and neither a receipt nor a license in the case of a bicycle or tricycle

Byelaw no (8) Non attachment of the case and conspicuous spot is made punishable while there is no provision for the issue of a fine

There is also no provision for the issue of duplicate licenses in case of loss and no necessary provision for the refund against possible demand of the tax ^{and} license more than once for the same period
If approved the law Deptt may be cancelled

These byelaws have already been adopted and are in force & their amendment has not been proposed now It does not therefore seem to be necessary to consider them now

my

5/6/22

For favor of opinion of the
associated byelaws prepared are in order

At J. J. Dawson
with Camps

At 2/6

369
law

Byelaw 2 to 5 in Part II appear to be the additional byelaws proposed

Byelaw 6 which prescribes a duty

00352
4762

Serial
No

on every visitor to the City notifying (the having
a vehicle, within seven days of his arrival, may
perhaps come under cl(f) of Sec 46 (1) but not
under (g)

The other three byelaws prescribes rules for
determining the ~~tax~~ liability to vehicle tax
~~and do not~~ in certain circumstances. cl(g)
does not empower a Municipality to frame
byelaws in such matters ~~to~~ the liability
to taxation has to be determined by the
provisions of sec 59 and the rules framed
under sec 46 (6) - The byelaws to be framed
under cl(g) can only provide for & regulate
the numbering and registration of vehicles
liable to tax under the Act -

Best Sec 459 }
with Comps

MP
29/6

The MC can well if appr be informed
as above asked to send up revised ~~and~~ to
rules

Sec'd Secy of ex
R3
5/7/32
4/8/32

396

Spind with ad range
Issue
11/7

NOTE Co tn Sheet

369
Law

GENERAL SECRETARY
30 JUNE 1932
No

13 JUL 1932
L & P E COTI

ml File No 63

of 1932-33

General and Revenue
Secretariat

20

The ml can

Letter no L 467 of 15/7/32

Requests that the byelaws may
be revised and retransmitted
for sanction in the light of
observations made

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~~Br A~~ B
15/7
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CITY MUNICIPAL OFFICE,

Bangalore City Dated 30 May 1932

Encls. 2

ML 63-32-6

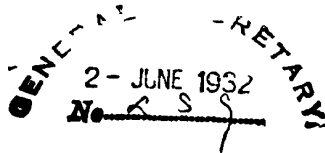
4765

FROM

P H KRISHNA RAU ESQ M A
MUNICIPAL COMMISSIONER
BANGALORE CITY

TO

H V Ramaswami, Esq, M A, B L
Offg Secretary to Government,
General Department, Bangalore



Sir,

I have the honor to state that under the existing bye-laws for registering and regulating the number of motor vehicles, bicycles and tricycles in the Bangalore City Municipality it is not clear that if any person possesses such vehicles for a period of more than 31 days in any half year, he is liable to pay the tax for the half year in addition to any penalty that may be imposed on him for failing to register such vehicle. As such certain additional bye-laws were framed and approved by Council. Objections were called for, by publishing these additional bye-laws in local newspapers and no such objections were received within the specified time of 30 days. The Council have again confirmed the bye-laws.

I herein enclose a copy of the bye-laws with the proposed amendments thereto, together with copies of notification and the Resolution of the Council dated 19th March 1932 for information.

I request you to be so good as to obtain early sanction of Government for these additional bye-laws so that they may be enforced during this summer.

I have the honor to be
Sir,
Your most obedient servant,

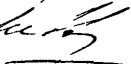
[Signature]

Municipal Commissioner
1932

(P. J. S.)

R3
2/6/32
ms 123
25 7/1

Forwarded with compliments

Hubert H. H. H.
Honorary President 

M N R

Proceedings of the adjourned general meeting of the City Municipal Council, Bangalore held on Saturday the 19th of March 1932 at 12 noon in the Council Chamber of the City Municipal Office, Bangalore

Present

P Subbarama Chetty Esq , (Hon President)

COUNCILLORS

- | | |
|--|----------------------------|
| 1 Mr C N Narasinga Rao, | 11 Mr Mohamed Hussain |
| 2 Mr M P Someshakara Rao, | 12 Mr S V Srinivasa Setty, |
| 3 Mr K T Bhysham Iyengar | 13 Mr S Nasarulla Sheriff, |
| 4 Mr Thanga elu Pillai, | 14 Mr W H Hanumanthappa |
| 5 Mr B S Shankarappa Shetty | 15 Mr Ramelal Tewari, |
| 6 Mr B Kempanna | 16 Mr D Venkataramanappa |
| 7 Sri Srirangamma. | 17 Mr Abdul Majid |
| 8 Mr B L Byanna | 18 H Bhadrappa, |
| 9 Mr V H ~~xxx~~ Venkataramanappa | 19 N Balakrishnaiah, |
| 10 Dr Poyan | 20 Raja Mohamed Sheriff, |
| 21 S K Venktaranga Iyengar | |

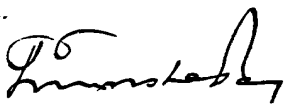
ABSENT

- | | |
|----------------------------|-------------------------|
| Mr Belur Srinivasa Iyengar | Dr D S Ramachandra Rao, |
| Mr B K Garudachar | Mr S Venkatapathiah, |
| Mr D Gopalakrishna Rao, | Mr B D Naidu, |
| Mr K Srikartiah, | Mr V Sundermaurthi |

Office Note dated 11th March 1932 that the additional Byelaws regulating the numbering and registering of motor vehicles etc , and approved by the council at its meeting held on 23rd January 1932 were published in the local newspapers and that no objections were received though the specified period of one month elapsed

Resolution,- In view of the fact that no objections received, the byelaws be confirmed and sanction of Government be obtained

Sd P Subbarama Chetty,
Hon President

"Copy"


Municipal Commissioner RS

Proceedings of an adjourned General Meeting of the City Municipal Council Bangalore, held on Saturday the 23rd January 1932 at 12 Noon in the Council Chamber of the Municipal Offices

PRESENT

Sd. P. Subbarara Chetty, Esq., (President)

GOVERNMENT

- | | |
|--------------------------------|--------------------------------|
| 1. Mr. K. Venkatarang Iyengar | 13. Mr. K. Venkatabathiah |
| 2. Mr. K. Venkatarang Iyengar | 14. Mr. K. Venkatarang Iyengar |
| 3. Mr. K. Venkatarang Iyengar | 15. Mr. K. Venkatarang Iyengar |
| 4. Mr. K. Venkatarang Iyengar | 16. Mr. K. Venkatarang Iyengar |
| 5. Mr. K. Venkatarang Iyengar | 17. Mr. K. Venkatarang Iyengar |
| 6. Mr. K. Venkatarang Iyengar | 18. Mr. K. Venkatarang Iyengar |
| 7. Mr. K. Venkatarang Iyengar | 19. Mr. K. Venkatarang Iyengar |
| 8. Mr. K. Venkatarang Iyengar | 20. Mr. K. Venkatarang Iyengar |
| 9. Mr. K. Venkatarang Iyengar | 21. Mr. K. Venkatarang Iyengar |
| 10. Mr. K. Venkatarang Iyengar | 22. Mr. K. Venkatarang Iyengar |
| 11. Mr. K. Venkatarang Iyengar | 23. Mr. K. Venkatarang Iyengar |
| 12. Mr. K. Venkatarang Iyengar | 24. Mr. K. Venkatarang Iyengar |

ABSENT

- | | |
|------------------------------|-------------------------------|
| 1. Mr. D. S. Ramachandra Rao | 4. Mr. K. T. Chashyam Iyengar |
| 2. Mr. S. S. Ramachandra Rao | 5. Mr. K. T. Chashyam Iyengar |
| 3. Mr. D. S. Ramachandra Rao | |

AGENDA

Subject No 14 To consider Municipal Commissioner's Memo dated 4th December 1931 ~~xxx~~ proposing the addition of certain Byelaws for the Registration of Motor Vehicles Bicycles and Tricycles

Resolution,- Resolved that the Byelaws proposed by the Municipal Commissioner be approved

Sd P Subbarara Chetty,
President

"Copy" 

Municipal Commissioner 

~~xxx~~

Bangalore City Municipality,

Notice Dated

Bye-Laws framed under Section 48(1) (JJ) of the Municipal Regulation VII of 1906 as amended by regulation VII of 1925 for Regulating the Numbering and Registering of Motor Vehicles, Bicycles, and Tricycles

1 Any person, who is the owner of a Motor vehicle, bicycles, or tricycle liable to taxation in the Bangalore City Municipality under the law in force, shall register such motor vehicle, bicycle, or tricycle at the City Municipal Office within thirty days of these Byelaws coming into force or within 31 days of his newly coming into possession of such motor vehicle, bicycle, or tricycle, hereafter. When he continues to be in possession of such motor vehicle, bicycle, or tricycle he shall also register it at the said Office either for the half year within 31 days from 1st July or from 1st January or for a year within thirty-one days from the 1st July each year)

N B In case of his newly coming into possession of any Motor vehicle, bicycle, or tricycle within the period of half year or full year, he shall notify the same to the Municipal President in writing within in 24 hours of his newly coming ~~xx~~ into possession of such motor vehicle, bicycle or tricycle

Explanation.- Owner in these Byelaws includes the person in charge for the time being of such motor vehicle, bicycle or tricycle.

2 Every person having possession custody or control of any motor vehicles, bicycles or tricycles shall be liable for the full half-yearly tax if the motor vehicle bicycle or tricycle has been kept or let out for hire within the Bangalore City Municipality for an aggregate period of not less than 30 days in the half-year.

3 If such aggregate period exceeds fifteen days but is less than thirty days, a moiety only of the half-yearly tax shall be leviable

4 Every person visiting Bangalore City and being in ~~possession~~ possession, custody or control of motor vehicles, bicycles or tricycles shall notify to the Municipal Council the fact of his being in possession custody or control of such a motor vehicle, bicycle or tricycle within a week after his arrival in Bangalore City failing which he will be liable to a fine of not exceeding Rs 50/- on conviction before a Magistrate.

5 Every person having possession, custody or control of any motor vehicle or bicycle or tricycle within the Municipality shall, until the contrary is shown be presumed to have kept the same within the Municipality for thirty days in the half year

6 The above registration shall be made on payment of the yearly or half yearly tax on such motor vehicles cycle, or tricycle in advance under the law in force

7 (a) In the case of a motor vehicle, on receiving the amount of tax payable, a license for such vehicle shall be given to the person paying the same for the period in respect of which the tax has been received

(b) Each license issued as above covers the particular vehicle. If the vehicle covered by the license changes hands to some person residing in the City Limits, the license charges will

with it.

8 No bicycle or tricycle thus registered shall be used without its number disc being conspicuously attached to it. In the case of motor vehicles, the license may be enclosed in a holder which the licensee may purchase from the Municipality or provide his motor car with a neat number plate and a neater license-holder, on his taking out a license for the first time. The number plate and the license shall be affixed to a prominent part of the vehicle.

9 A person who commits a breach of byelaws 1 and 8 shall, on conviction before a Magistrate, be punishable with fine which may extend to Rs 50/-

Sd. P H Krishna Rao,
Municipal Commissioner.

"COPY"


Municipal Commissioner



BANGALORE CITY MUNICIPALITY

Notice, dated 28th Jany 1932

Notice is hereby given to the inhabitants of the Bangalore City Municipality, Bangalore, that the City Municipal Council desire to add the following additional Bye-Laws to the Bye-Laws framed under Section 43 (1) (jj) of the Municipal Regulation VII of 1906 as amended from time to time for regulating the numbering and registering of Motor Vehicles, Bicycles and Tricycles and approved by Government Order No L 8092-93/ML 64-28-14 dated 1st June 1929

Any inhabitant of the Bangalore City Municipality objecting to the proposed additional Bye-Laws may within one month from the date of this notice, send his objections in writing to the Municipal Commissioner, Bangalore City Municipality, Bangalore

Additional Bye-Laws -

(Add the following Bye-Laws after Bye-Law No 1 framed and published under Government Order No L 8092-93/ML 64-28-14 dated 1st June 1929)

~~(Here enter these Bye-Laws.)~~

THE FOLLOWING BYE-LAWS ARE THEREFORE PROPOSED TO BE ADDED

- 1 "Every person having possession, custody or control of any Motor Vehicles, bicycles or tricycles shall be liable for the full half-yearly tax if the motor vehicles, bicycle or tricycle has been kept or let out for hire within the Bangalore City Municipality for an aggregate period of not less than 30 days in the half year
- 2 " If such aggregate period exceeds fifteen days but is less than thirty days, a ~~moiety~~ moiety only of the half-yearly tax shall be leviable
- 3 ' Every person visiting Bangalore City and being in possession, custody or control of motor vehicles, bicycles or tricycles shall notify to the Municipal Council the fact of his being in possession, custody or control of such ~~vehicles~~

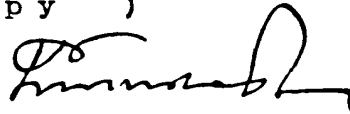
in possession, custody or control of such ~~vehicle~~^{motor} motor vehicle, bicycle, or tricycle within a week after his arrival in Bangalore City, failing which he will be liable to a fine of not exceeding Rs 50/- on conviction before a magistrate

- 4 " Every person having possession, custody or control of any motor vehicle or bicycle or tricycle within the Municipality shall, until the contrary is shown, be presumed to have kept the same within the Municipality for thirty days in the half-year "

Sd P H Krishna Rao,
Municipal Commissioner

SEG

(C o p y)



for Municipal Commissioner

²
30/3/32

to the necessity the fact of his
having a vehicle within 7 days of
his arrival ^{can} ~~be~~ ^{correctly} under clause j
of section 46(1) ^{and} ~~not~~ ^{clause} ~~under~~ (ff)
The three ^{additional} ~~byelaws~~ ^{via nos 2, 3 & 5} ~~for~~ ^{proscribed}
rules for determining the liability
to vehicle tax in certain circumstances, and this
~~clause (ff) does not compare the~~
~~necessity to provide byelaws~~
~~in such cases. The liability~~
~~to taxation~~ has to be determined
by the provisions of section 59 and the
rules framed under section 46(1), and not by
~~the Byelaws~~ ~~to be~~ framed under
clause (ff) ^{as such byelaws} can only provide for
and regulate the numbering and
registrations of vehicles liable
to tax under Regulation

• I am therefore to request -
that the Byelaws may be revised in
the light of the above observations and

Submitted for sanction

I have the

Yours faithfully
14/7/2007 for final file

R
97/22/42

2467
me 63-327

Epla

14th July 1932

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The Municipal Commissioner
Bangalore City

through the President, City Municipal Council, Bangalore

With reference to your letter No G 10 278 dated 30th May 1932 forwarding for sanction certain additions to the existing byelaws for registering and regulating the numbering of motor vehicles, bicycles and tricycles in the Bangalore City Municipality, I am directed to observe that Byelaw No 4 which prescribes a duty on every visitor to the City notifying to the -- municipality the fact of his having a vehicle within 7 days of his arrival can come under clause j of section 48 (1) and not under clause (jj) The other three additional byelaws viz ,Nos 2 3 and 5 prescribe rules for determining the liability to vehicle tax in certain circumstances and this liability has to be determined by the provisions of section 59 and the rules framed under section 46 (1), and not by Byelaws framed under clause (jj) as such byelaws can only provide for and regulate the numbering and registration of vehicles liable to tax under the Regulation

I am therefore to request that the Byelaws may be revised in the light of the above observations and submitted for sanction

I have the honor to be,
Sir
Your most obedient servant,

5/1

Am 14/7
For Secretary to Government
General Department

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